

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1112/P1dn
ARG:kjf:jf

January 31, 2013

In my limited research, I could not find a specific statutory need for this legislation. As far as I can tell, the problem is created by, and could be resolved by, DOT rule. My preliminary conclusion is that DOT could change its rule to correct this problem and that a statutory fix is not necessary. Am I missing a statutory provision that requires legislative action?

I also believe that certain relevant statutes are inconsistent and may merit correction. While DOT's rules for CDL applicants from other jurisdictions may be consistent with s. 343.16 (2) (a) to (c), they do not seem to be consistent with the first two sentences of s. 343.16 (1) (a). You may wish to amend the first two sentences of s. 343.16 (1) (a) to expand the cross-referenced exceptions that begin these sentences. Please let me know if you would like me to make this change.

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